

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

IN RE STATIC RANDOM ACCESS  
MEMORY (SRAM) ANTITRUST  
LITIGATION

Case No. 4:07-md-1819 CW

MDL No. 1819

This Document Relates to:  
ALL ACTIONS

**ORDER GRANTING SAMSUNG'S  
ADMINISTRATIVE MOTION TO FILE  
LENIENCY AGREEMENT UNDER  
SEAL FOR *IN CAMERA* REVIEW**

1 At the December 14 Pretrial Conference and by its December 16, 2010 Order on  
2 Motions in Limine and For Pre-Trial Preparation (Docket No. 1206), the Court granted defendants  
3 Samsung Electronics Co., Ltd. and Samsung Semiconductor, Inc.'s (collectively "Samsung")  
4 Motion in Limine No. 2 to exclude at trial any evidence of or reference to Samsung's leniency  
5 agreement with the U.S. Department of Justice ("DOJ") in connection with DOJ's investigation of  
6 the SRAM industry, or any other evidence of or reference to that investigation. However, the  
7 Court ordered Samsung to lodge with the Court for *in camera* review, along with a proposed  
8 sealing order, a copy of the January 17, 2006 letter memorializing Samsung's leniency agreement  
9 with DOJ (the "leniency agreement"), so that the Court could confirm that the letter does not  
10 provide a basis for impeachment of Samsung witnesses at trial. On December 29, 2010, Samsung  
11 filed an Administrative Motion to File Leniency Agreement Under Seal For *In Camera* Review  
12 (the "Motion"), and lodged the leniency agreement with the Court as Exhibit A to the  
13 accompanying Declaration of Michael W. Scarborough.

14 IT IS THEREFORE ORDERED that Samsung's motion is GRANTED as follows:

15 (1) The leniency agreement (Exhibit A to the December 29, 2010, Declaration of  
16 Michael W. Scarborough) shall be filed under seal for in camera review by the Court.

17  
18 IT IS SO ORDERED.

19  
20 Dated: 1/12/2011

21   
22 Hon. Claudia Wilken  
23 United States District Court Judge  
24  
25  
26  
27  
28

Submitted by:

MICHAEL W. SCARBOROUGH

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*Samsung Electronics Company, Ltd. and*

*Samsung Semiconductor, Inc.*